

GERALD J. DI CHIARA

ATTORNEY AT LAW

404 PARK AVENUE SO.
NEW YORK, NEW YORK 10016

LAURA DI CHIARA, Esq.

(212) 679-1958
FAX NO. (212) 689-3315**MEMO ENDORSED**

August 18, 2008

| |
|----------------------|
| USDS-SDNY |
| DOCUMENT |
| ELECTRONICALLY FILED |
| DOC #: |
| DATE FILED: 8/21/08 |

Honorable Judge Richard Sullivan
U.S. District Court
500 Pearl Street
N.Y., N.Y. 10007

Re: U.S. v. Carmen Ortiz
08 Cr 567

Dear Judge Sullivan,

Upon the consent of AUSA Brown we hereby request that the court appearance scheduled for August 19, 2008 be rescheduled to September 5th at 11:30 a.m. The reason for this request is due to ongoing plea negotiations and counsel for defendant, Ortiz will be out of town on vacation the last week of August. We hereby consent to exclude time until September 5, 2008.

Sincerely,

Laura Di Chiara

cc: AUSA Jeff Brown

The Court finds that the interests of the defendant and the public in a speedy trial are outweighed by the defendant's interest in resolving ongoing plea negotiations. Therefore, time is excluded until September 5, 2008, pursuant to 18 U.S.C. § 3161(h)(8)(A) in the interest of justice. Conference adjourned to

September 5, 2008 @ 11:30 AM.

SO ORDERED
Dated:

RICHARD J. SULLIVAN
U.S.D.J.

8/20/08